

IN RE: NUVARING LITIGATION

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION

BERGEN COUNTY

Docket No.: BER-L-3081-09

CIVIL ACTION

CASE MANAGEMENT ORDER

#4

FILED

MAR 03 2010

**BRIAN R. MARTINOTTI
J.S.C.**

All previous Orders remain in full force and effect except as modified by this Order.

THIS MATTER having come before the Court for a Case Management Conference pursuant to the Court's Order of January 13, 2010 [the Court having reviewed the submissions by Plaintiffs and Defendants -- having been advised that Judge Sippel has held a Case Management Conference on February 18, 2010], the following Case Management Order is entered for the reasons set forth on the record:

I. Compliance with CMO #3 (1/13/2010)

1. The following Complaints are hereby dismissed WITH PREJUDICE:
 - *Aponte* L-2883-09 – *Pro se*
 - *Bonnee* L-2736-09 – *Pro se*
 - *Bartelmez* L-2871-09 – *Pro se*
2. The terms of Judge Sippel's amended order [March 1, 2010] shall govern.

[All counsel reserve the right to file a motion pursuant to New Jersey law regarding privileges.]

3. Deposition Protocol to be submitted.

II. Selected Cases: [To be Trial ready for May 2011]

<i>Barrow</i> , L-2707-09	<i>Bozicev</i> , L-2869-09
<i>Kippola</i> , L-2705-09	<i>Mariconda</i> , L-2692-09
<i>Marino</i> , L-2882-09	<i>McCrary</i> , L-5673-09
<i>Medina</i> , L-2680-09	<i>Millian</i> , L-2848-09
<i>Namack</i> , L-2831-09	<i>Ziwange</i> , L-2829-09

-All fact discovery shall be completed by November 30, 2010

-Plaintiffs' experts to be named and reports served by December 1, 2010

-Defendants' experts to be named and reports served by December 31, 2010

-Plaintiffs' experts to be deposed by January 31, 2011

-Defendants' experts to be deposed by February 28, 2011

-Any party may but is not required to submit a supplemental expert report by March 15, 2011 [No supplemental depositions to be conducted]

-Further ordered, Counsel shall meet and confer within the next 30 days to discuss the alleged deficiencies contained in C-1. If they are unable to resolve any differences, they shall advise the Court and these issues will be discussed at the next Case Management Conference or Telephone Conference to be scheduled by the Court.

-Further ordered, no depositions may be conducted until expert reports have been received

-Further ordered, a schedule for motions will be addressed at a subsequent Case Management Conference


-Further ordered, Counsel shall advise the Court if any selected case is either withdrawn, dismissed, or otherwise resolved and shall be prepared to select a case from the Group II Selected Trial Cases to proceed in its place

III. Non-Selected Cases:

See Order of March 3, 2010, "Discovery Plan for Group II Selected Trial Cases"

FURTHER ORDERED,

1. A Case Management Conference shall be held on Wednesday, April 21, 2010 at 10:30 a.m. [A proposed agenda shall be filed one week prior]
2. A copy of this Order to be served upon all parties and posted on the Court's web site.



BRIAN R. MARTINOTTI, J.S.C.